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PETITIONS OFFICE

## FACSIMILE TRANSMITTAL SHEET

PLEASE DELIVER THE FOLLOWING PAGE(S) TO:

OFFICE OF THE DEPUTY COMMISSIONER FOR PATENT EXAMINATION POLICY

NAME: Beverly M. Flanagan, Supervisory Petitions Attorney, Office of PetitionsFIRM: U.S. Patent and Trademark OfficeCITY: Washington D.C. 20231 DATE: June 26, 2001FACSIMILE NO.: 703-308-6916FROM: Josephine Hardy FLR/RM.: 26-304DIRECT DIAL: (212) 735-7807TOTAL NUMBER OF PAGES INCLUDING COVER(S): 4

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MESSAGE: RE: U.S. PATENT APPLICATION SERIAL NO. 09/610,402

FILED: 5/7/00; OF: LEVKOFF ET AL.

DEAR MS. FLANAGAN:

Enclosed please find a Declaration in Support of Petition to Waive the Requirements of 37 CFR 1.63 Under 37 CFR 1.183.

## CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR § 1.8

I hereby certify that this paper is being filed with the United States Patent and Trademark Office by facsimile transmission on JUNE 26, 2001 to facsimile telephone number 703-308-6916.

Signature: Josephine Hardy

Josephine Hardy

#5

MSGNT-001

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Levkoff et al.

Serial No.: 09/610,402

Examiner: Unknown

Filed: 05/07/00

Group Art Unit: Unknown

For: GLOBAL COMMUNICATION METHOD AND SYSTEM

**DECLARATION IN SUPPORT OF PETITION TO WAIVE THE  
REQUIREMENTS OF 37 CFR 1.63 UNDER 37 CFR 1.183**

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Address to:

Commissioner for Patents and Trademarks  
Box DAC  
Washington, D.C. 20231

PETITIONS OFFICE

Dear Sir:

I, Daniel A. DeVito, am an attorney of record in this Application and admitted to practice before the Patent and Trademark Office, Registration No. 32,125.

I declare that on September 29, 2000 Steven Levkoff was sent a new Combined Declaration and Power of Attorney for the above-mentioned application.

I declare that in a telephone conversation subsequent to his receipt of the new Combined Declaration and Power of Attorney, Mr. Levkoff informed me that he had a dispute with the Application's assignee, Messagenet LLC, and therefore would not sign the new declaration.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that the

making of willfully false statements and the like is punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and may jeopardize the validity of any patent issuing from this Patent Application.

Dated this 26 day of June, 2001.



Daniel A. DeVito  
Reg. No. 32,125

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